



Missouri Department of Natural Resources

PUBLIC NOTICE

APPLICATION FOR MISSOURI STATE OPERATING PERMIT

DATE: July 7, 2006

In accordance with the state Clean Water Law, Chapter 644, RSMo, Clean Water Commission regulation 10 CSR 20-6.010, and the federal Clean Water Act, the applicants listed herein have applied for authorization to either discharge to waters of the state or to operate a no-discharge wastewater treatment facility. The proposed permits for these operations are consistent with applicable water quality standards, effluent standards and/or treatment requirements or suitable timetables to meet these requirements (see 10 CSR 20-7.015 and 7.031). All permits will be issued for a period of five years, unless noted otherwise in the Public Notice for that discharge.

On the basis of preliminary staff review and the application of applicable standards and regulations, the Missouri Department of Natural Resources (MDNR), as administrative agent for the Missouri Clean Water Commission, proposes to issue a permit(s) subject to certain effluent limitations, schedules, and special conditions. The proposed determinations are tentative pending public comment.

Persons wishing to comment on the proposed effluent limitations and/or determinations are invited to submit them in writing to the Department of Natural Resources, Northeast Regional Office, 1709 Prospect Drive, Macon, MO 63552, ATTN: G. Irene Crawford, Regional Director. Please include the permit number in all comment letters.

Comments should be confined to the issues relating to the proposed action and permit(s) and the effect on water quality. The MDNR may not consider as relevant comments or objections to a permit based on issues outside the authority of the Clean Water Commission, (see Curdt v. Mo. Clean Water Commission, 586 S.W.2d 58 Mo. App. 1979).

All comments must be postmarked by August 7, 2006, or received in our office by 5:00 p.m. on August 10, 2006. The requirement of a signed document makes it impossible to accept email comments for consideration at this time. Comments will be considered in the formulation of all final determinations regarding the applications. If response to this notice indicates significant public interest, a public meeting or hearing may be held after due notice for the purpose of receiving public comment on the proposed permit or determination. Public hearings and/or issuance of the permit will be conducted or processed according to 10 CSR 20-6.020.

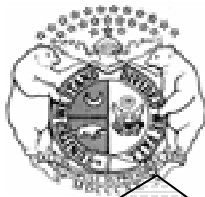
Copies of all draft permits and other information including copies of applicable regulations are available for inspection and copying at DNR's website, <http://www.dnr.mo.gov/env/wpp/index.html>, or at the Department of Natural Resources, Northeast Regional Office, 1709 Prospect Drive, Macon, Missouri 63552.

Public Notice Date: July 7, 2006
Permit Number: MO-G491037
Northeast Regional Office

FACILITY NAME AND ADDRESS	NAME AND ADDRESS OF OWNER
Shelby County Stone 5199 County Road 371 Shelbina, MO 63468	Midwest Stone, LLC 420 North 6 th Street Hannibal, MO 63401
RECEIVING STREAM & LEGAL DESCRIPTION	TYPE OF DISCHARGE
Unnamed Tributary to Black Creek (P) (00111) Sec. 5, T57N, R9W, Shelby County	Industrial, new

STATE OF MISSOURI
DEPARTMENT OF NATURAL RESOURCES

MISSOURI CLEAN WATER COMMISSION



MISSOURI STATE OPERATING PERMIT

In compliance with the Missouri Clean Water Law, (Chapter 644 R.S. Mo. as amended, hereinafter, the Law), and the Federal Water Pollution Control Act (Public Law 92-500, 92nd Congress) as amended,

Permit No.

MO 6491037

Owner:

Midwest Stone, LLC

Address:

420 North 6th Street, Hannibal, MO 63401

Continuing Authority:

Same as above

Address:

Same as above

Facility Name:

Shelby County Stone

Facility Address:

5199 County Road 371, Shelbina, MO 63468

Legal Description:

W ½, SW ¼ and SW ¼, NW ¼, Sec. 5, T57N, R9W, Shelby County

Receiving Stream:

Unnamed Tributary to Black Creek (U)

First Classified Stream and ID:

Black Creek (P) (00111)

USGS Basin & Sub-watershed No.:

(07110005-020002)

is authorized to discharge from the facility described herein, in accordance with the effluent limitations and monitoring requirements as set forth herein:

FACILITY DESCRIPTION

All Outfalls (As listed in permit application)– SIC #1422 and SIC Major Group Codes 29 and 32

Storm water and other specified discharges from limestone and other rock quarries, concrete, glass, and asphalt industries.

This permit authorizes only wastewater discharges under the Missouri Clean Water Law and the National Pollutant Discharge Elimination System; it does not apply to other regulated areas. This permit may be appealed in accordance with Section 644.051.6 of the Law.

October 5, 2001

Effective Date

Issue Date

A handwritten signature in black ink, reading "Doyle Childers".

Doyle Childers, Director, Department of Natural Resources
Executive Secretary, Clean Water Commission

October 4, 2006

Expiration Date

G. Irene Crawford, Director, Northeast Regional Office

A. EFFLUENT LIMITATIONS AND MONITORING REQUIREMENTS					PAGE NUMBER 2 of 6	
					PERMIT NUMBER MO-G491037	
The permittee is authorized to discharge from outfall(s) with serial number(s) as specified in the application for this permit. The final effluent limitations shall become effective upon issuance and remain in effect until expiration of the permit. Such discharges shall be controlled, limited and monitored by the permittee as specified below:						
OUTFALL NUMBER AND EFFLUENT PARAMETER(S)	UNITS	FINAL EFFLUENT LIMITATIONS			MONITORING REQUIREMENTS	
		DAILY MAXIMUM	WEEKLY AVERAGE	MONTHLY AVERAGE	MEASUREMENT FREQUENCY	SAMPLE TYPE
<u>Non-storm Water Discharges (See Note 1)</u>						
Flow	gpd	*		*	once/quarter**	24 hour estimate
Total Suspended Solids	mg/L	70		70	once/quarter**	grab
Oil and Grease	mg/L	15		10	once/quarter**	grab
pH – units	SU	***		***	once/quarter**	grab
<u>Storm Water Discharges (See Note 2)</u>						
Flow	gpd	*		*	once/year	24 hour estimate
Settleable Solids	mL/L/hr	1.5		1.0	once/year	grab
Oil and Grease	mg/L	15		10	once/year	grab
pH – units	SU	***		***	once/year	grab
MONITORING REPORTS SHALL BE SUBMITTED <u>ANNUALLY</u> ; THE FIRST REPORT IS DUE _____. THERE SHALL BE NO DISCHARGE OF FLOATING SOLIDS OR VISIBLE FOAM IN OTHER THAN TRACE AMOUNTS.						
B. STANDARD CONDITIONS						
IN ADDITION TO SPECIFIED CONDITIONS STATED HEREIN, THIS PERMIT IS SUBJECT TO THE ATTACHED <u>Part I</u> STANDARD CONDITIONS DATED <u>October 1, 1980 and August 15, 1994</u> , AND HEREBY INCORPORATED AS THOUGH FULLY SET FORTH HEREIN.						

MO 780-0010 (8/91)

A. EFFLUENT LIMITATIONS AND MONITORING REQUIREMENTS (continued)

- * Monitoring requirement only.
- ** Sample once per quarter in the months of March, June, September, and December.
- *** pH is measured in pH units and is not to be averaged. The pH is limited to the range of 6.0-9.0 pH units.

Note 1 – Non-stormwater discharges shall include wastewater generated from process-related activities such as truck washing, and all dry-weather discharges from processing plants. Wastewater from pumping of mine pits containing stormwater only shall be sampled annually in accordance with the requirements for “Stormwater Discharges”.

Note 2 – Effluent limits for settleable solids are only effective for discharges resulting from rainfalls in amounts less than a 25-year, 24-hour event.

APPLICABILITY

1. This permit authorizes the following types of discharges from limestone and other rock quarries (concrete and/or asphalt plants contained within the boundaries of a quarry may be included under one permit), concrete plants, concrete products industries, asphalt plants, glass products industries, and clay products industries (excluding clay pits and mining which are covered under MO-G84 permit):
 - (a) Storm water runoff
 - (b) Quarry pit or mine de-watering
 - (c) Vehicle and equipment wash water without added detergents, acids, caustics, solvents, or other additives
2. This permit does not apply to any of the following:
 - (a) Mining operations other than limestone and other rock quarries
 - (b) Quarries producing any products other than crushed rock, dimension rock, lime, asphalt, or concrete
 - (c) Sand and gravel washing operations (covered by MO-G50)
 - (d) Clay pits or clay mining operations (covered by MO-G84)
 - (e) Any discharges other than those described under item 1 of this section
 - (f) Any discharges within 1000 feet of waters that have been identified as losing streams, waters listed under 10 CSR 20-7.031 as outstanding national or state resource waters, lakes or reservoirs used for public drinking water supplies, waters identified as critical habitat for endangered species, or waters listed as biocriteria reference streams.
3. Holders of current individual, site specific permits who desire to apply for inclusion under this general permit should contact the department for application requirements and procedures.
4. If at any time, the Missouri Department of Natural Resources determines that the quality of waters of the state may be better protected by requiring the owner of the permitted facility to apply for an individual permit, the department may do so.
5. If at any time, the owner of the permitted facility should desire to apply for an individual permit, the owner may do so.
6. This permit may be transferred to a new owner by submitting an "Application for Transfer of Operating Permit" signed by the seller and buyer of the facility, along with the appropriate modification fee.

MONITORING AND REPORTING REQUIREMENTS

1. Permittee shall collect and analyze at least one sample per calendar quarter as specified under Section A of all non-storm water discharge outfalls. Non-storm water discharges are those caused by something other than storm water runoff and include vehicle and equipment wash water and all dry-weather discharges from processing plants. This permit does not authorize the discharge of waters with added detergents, acids, caustics, solvents, or other additives.
2. Permittee shall collect and analyze at least one sample per calendar year as specified under Section A of all storm water outfalls. Storm water samples shall be collected within the first 60 minutes of storm events of 0.1 inches or greater, that result in a discharge.
3. Samples shall be collected prior to or at the property boundary or before the discharge enters waters of the state on the property.

MONITORING AND REPORTING REQUIREMENTS (continued)

4. Results of all monitoring shall be reported annually. Monitoring reports are due no later than October 28 of each year for the previous calendar year. The first report is due October 28 of the year following the issue date. Reports shall be made on forms, or copies of, provided by the department. Annual reports must clearly identify the outfall number, designation, or location and whether the results are for dry weather discharge or storm water. Report as no-discharge when a discharge does not occur during the report period.

OTHER REQUIREMENTS

1. Permittee shall provide sediment and erosion control sufficient to prevent pollution to waters of the state and comply with the effluent limitations and other permit conditions. This may require the construction of properly designed sediment basins or other treatment structures.
2. If vehicle or equipment washing/rinsing is conducted at the facility or other similar process wastewater is generated, permittee shall treat the resulting wastewater prior to discharge to waters of the state in order to meet the effluent limitations and other permit conditions. A construction permit must be obtained from the department prior to construction of any treatment structure or device.
3. If dumping or disposal of waste concrete, waste asphalt, waste clay or glass products, or waste rock is conducted at the facility, permittee shall prevent the material from entering waters of the state. Any resulting wastewater or leachate from these activities must be treated prior to discharge.
4. Permittee shall prevent the spillage or loss of fluids, oil, grease, fuel, etc. from vehicle maintenance, equipment maintenance, or warehousing activities and thereby prevent the contamination of storm water from these substances.
5. Permittee shall provide collection facilities and arrange for proper disposal of waste products including but not limited to petroleum waste products, and solvents.
6. Permittee shall store all paint, solvents, petroleum products, petroleum waste products, and storage containers (such as drums, cans, or cartons) so that these materials are not exposed to storm water, or provide other prescribed BMP's such as plastic lids and/or portable spill pans to prevent the commingling of storm water with container contents. Commingled water may not be discharged under this permit. Permittee shall provide spill prevention, control, and/or management sufficient to prevent any spills of these pollutants from entering waters of the state. Any containment system used to implement this requirement shall be constructed of materials compatible with the substances contained and shall also prevent the contamination of groundwater.
7. Permittee shall designate an individual as responsible for environmental matters at the facility who will serve as a contact for the department. Permittee shall notify the department in writing of a personnel change for this position. One individual may be the contact for multiple facilities so long as that person can effectively communicate with the department on every facility.

OTHER REQUIREMENTS (continued)

8. Permittee shall provide for inspection by facility staff, once per month, of all storm water pollution prevention structures, storm water and wastewater treatment structures, and of the facility in general to ensure that structures are properly maintained and effective, and that any Best Management Practices are continually implemented and effective. Inspections must be documented in the form of a written report or checklist. The reports must note any spills, leaks, or maintenance needs of any of the structures or practices. The reports must also describe action taken to correct or repair deficiencies. Areas of a quarry that have been permanently or temporarily stabilized need only be inspected once per year. Monthly inspections shall continue if the stabilized area is re-disturbed for any reason. Written records of inspections must be kept onsite and made available to the department upon request.
9. Permittee shall maintain records of all pumped discharges that enter surface waters of the state. These records must include an estimate of the volume, the date and time(s), and the location of each discharge.
10. As required by 10 CSR 20-6.020, permits proposed to be issued to newly constructed limestone or other rock quarries must undergo public notification in accordance with 10 CSR 20-6.020 prior to issuance.
11. All outfalls must be clearly marked in the field or clearly identified on a map submitted to the department and kept on file at the mine/plant office. Outfall locations may be added or deleted by the permittee following notification to the department. Notification shall include a map identifying the added or deleted outfalls.
12. This permit may be reopened and modified, or alternatively revoked and reissued, to:
 - (a) Comply with any applicable effluent standard or limitation issued or approved under Sections 301(b)(2)(C), and (D), 304(b)(2) and 307(a)(2) of the Clean Water Act, if the effluent standard or limitation so issued or approved:
 - (1) Contains different conditions or is otherwise more stringent than any effluent limitation in the permit; or
 - (2) Controls any pollutant not limited in the permit.
 - (b) Incorporate new or modified effluent limitations or other conditions, if the result of a waste load allocation study, toxicity test, or other information indicates changes are necessary to assure compliance with Missouri Water Quality Standards.
 - (c) Incorporate new or modified effluent limitations or other conditions if, as the result of a watershed analysis, a Total Maximum Daily Load (TMDL) limitation is developed for the receiving waters which are currently included in Missouri's current 303(d) list.

The permit as modified or reissued under this paragraph shall also contain any other requirements of the Act then applicable.

OTHER REQUIREMENTS (continued)

13. General Criteria. The following water quality criteria shall be applicable to all waters of the state at all times including mixing zones. No water contaminant, by itself or in combination with other substances, shall prevent the waters of the state from meeting the following conditions:

- (a) Waters shall be free from substances in sufficient amounts to cause the formation of putrescent, unsightly or harmful bottom deposits or prevent full maintenance of beneficial uses;
- (b) Waters shall be free from oil, scum and floating debris in sufficient amounts to be unsightly or prevent full maintenance of beneficial uses;
- (c) Waters shall be free from substances in sufficient amounts to cause unsightly color or turbidity, offensive odor or prevent full maintenance of beneficial uses;
- (d) Waters shall be free from substances or conditions in sufficient amounts to result in toxicity to human, animal or aquatic life;
- (e) There shall be no significant human health hazard from incidental contact with the water;
- (f) There shall be no acute toxicity to livestock or wildlife watering;
- (g) Waters shall be free from physical, chemical or hydrologic changes that would impair the natural biological community;
- (h) Waters shall be free from used tires, car bodies, appliances, demolition debris, used vehicles or equipment and solid waste as defined in Missouri's Solid Waste Law, section 260.200, RSMo, except as the use of such materials is specifically permitted pursuant to section 260.200-260.247.

TERMINATION OF PERMIT

If the activities covered by this permit have ceased and no significant materials (as defined by 10 CSR 20-6.200) remain on the property, the permittee may request termination of this permit. To request termination, the permittee must submit Form H – "Request for Termination of a General Permit."